

MINUTES

MONTANA SENATE 60th LEGISLATURE - REGULAR SESSION COMMITTEE ON STATE ADMINISTRATION

Call to Order: By **CHAIRMAN CAROLYN SQUIRES**, on March 19, 2007 at 3:00 P.M., in Room 335 Capitol.

ROLL CALL

Members Present:

Sen. Carolyn Squires, Chairman (D)
Sen. Joe Balyeat (R)
Sen. Vicki Cocchiarella (D)
Sen. Jeff Essmann (R)
Sen. Steven Gallus (D)
Sen. Larry Jent (D)
Sen. Rick Laible (R)
Sen. Jesse Laslovich (D)
Sen. Dave Lewis (R)
Sen. Jim Shockley (R)
Sen. Joseph (Joe) Tropila (D)

Members Excused: None.

Members Absent: None.

Staff Present: Dave Bohyer, Legislative Branch
Lois O'Connor, Committee Secretary

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted:	HB 253, 3/12/2007; HB 789, 3/12/2007; HB 260, 3/12/2007; HB 570, 3/12/2007; HB 254, 3/12/2007; HB 242, 3/12/2007
Executive Action:	HB 789, HB 242, HB 253, HB 570, HB 260, HB 254, HB 153, HB 129

00:00:35

HEARING ON HB 253

Opening Statement by Sponsor:

00:00:53 REP. JOHN (JACK) ROSS (R), HD 60, opened the hearing on HB 253, Eliminate county election requirement for construction of certain bridges.

Proponents' Testimony:

00:01:54 Richard Miller, Beaverhead County Road Department

00:02:43 Gordon Morris, Lewis and Clark County

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

00:03:22 Rep. Ross

HEARING ON HB 789

Opening Statement by Sponsor:

00:04:02 REP. MARGARETT CAMPBELL (D), HD 31, opened the hearing on HB 789, Allow use of tribal identification cards for state identification purposes.

Proponents' Testimony:

00:06:33 Rep. Shannon Augare, HD 16

00:07:09 Gary MacDonald, Roosevelt County Commissioner

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

00:08:17 Rep. Campbell

EXECUTIVE ACTION ON HB 789

00:12:42 **Motion:** SEN. COCCHIARELLA moved that HB 789 BE CONCURRED IN.

Discussion:

00:13:13 Sen. Rick Laible to Sen. Vicki Cocchiarella

00:14:23 Sen. Laible to Sen. Steve Gallus

00:14:57 **Vote:** Motion that HB 789 BE CONCURRED IN carried unanimously by voice vote SEN. SHOCKLEY, SEN. LASLOVICH, and SEN SQUIRES were excused. Sen. Cocchiarella will carry the bill.

HEARING ON HB 260

Opening Statement by Sponsor:

00:15:31 **REP. MICHELE REINHART (D), HD 97**, opened the hearing on HB 260, Revise laws relating to student regent.

Proponents' Testimony:

00:16:51 Scott Martin, MSU-Billings, MSU-Northern, and MSU-Great Falls

00:18:50 Denver Henderson, Associate Students of the University of Montana-Missoula

00:19:59 Jessica LaRoche, President, Students at MSU-Bozeman

00:20:46 Patty Keebler, Office of the Honorable Governor Brian Schweitzer (Governor's Office)

00:21:23 Heather O'Loughlin, Student Representative, Montana Board of Regents

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses: None.

Closing by Sponsor:

00:23:47 Rep. Reinhart

HEARING ON HB 570

Opening Statement by Sponsor:

00:24:37 **REP. JILL COHENOUR (D), HD 78**, opened the hearing on **HB 570**, Special write-in absentee ballot for military and overseas electors.

Proponents' Testimony:

00:26:01 Roger Hagan, Montana Air and Army National Guard Officers and Enlisted Association

00:29:19 Colonel Jim Jacobsen, Legislative Chairman, Montana American Legion

00:29:53 Dan Antonietti, Veterans of Foreign Wars

00:30:35 Robert Throssell, Montana Association of Clerks and Records and Elections Administrators

00:31:09 Elaine Graveley, Election Deputy, Office of the Honorable Secretary of State Brad Johnson (SOS)

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

00:32:06 Sen. Dave Lewis to Ms. Graveley, SOS

00:32:36 Sen. Laible to Ms. Graveley, SOS

00:33:55 Sen. Cocchiarella to Mr. Hagan, Montana Air and Army National Guard Officers and Enlisted Association

00:35:48 Sen. Jeff Essmann to Ms. Graveley, SOS

00:37:49 Sen. Larry Jent to Ms. Graveley, SOS

Closing by Sponsor:

00:39:39 Rep. Cohenour

HEARING ON HB 254

Opening Statement by Sponsor:

00:40:30 REP. RON STOKER (R), HD 87, opened the hearing on HB 254, Revise definition of administrative rule.

Proponents' Testimony:

00:42:09 Rep. Bob Lake, HD 88

Opponents' Testimony:

00:45:11 Ann Brodsky, Chief Legal Counsel, Office of the Honorable Governor Brian Schweitzer (Governor's Office)

00:51:52 Bob Lane, Chief Legal Counsel, Montana Department of Fish, Wildlife, and Parks (FWP)

00:55:06 Dal Smilie, Chief Legal Counsel, Montana Department of Administration (DOA)

Informational Testimony: None.

Questions from Committee Members and Responses:

00:56:55 Sen. Laible to Ms. Brodsky, Governor's Office

01:03:57 Sen. Jent to Ms. Brodsky, Governor's Office

01:08:56 Sen. Carolyn Squires to Mr. Smilie, DOA

01:14:22 Sen. Squires to Rep. Stoker

01:15:53 Sen. Squires to Rep. Lake

01:19:29 Sen. Essmann to Ms. Brodsky, Governor's Office

01:25:51 Sen. Cocchiarella to Rep. Lake

01:29:02 Sen. Lewis to Ms. Brodsky, Governor's Office

Closing by Sponsor:

01:30:07 Rep. Stoker

HEARING ON HB 242

Opening Statement by Sponsor:

01:33:12 **REP. RICK RIPLEY (R)**, HD 17, opened the hearing on **HB 242**, Revise filing deadline for write-in candidates.

Proponents' Testimony:

01:34:51 Gary MacDonald, Roosevelt County Commissioner

01:37:53 Robert Throssell, Montana Association of Clerk and
Recorders and Election Administration

01:39:34 Paula Jaconetty, Clerk and Recorder, Teton County

EXHIBIT(sts58a01)

01:41:03 Elaine Gravely, Election Deputy, Office of the
Honorable Secretary of State Brad Johnson (SOS)

01:41:49 Sheryl Wood, Associate Director, Montana Association of
Counties (MACo)

Opponents' Testimony: None.

Informational Testimony: None.

Questions from Committee Members and Responses:

01:42:32 Sen. Essmann to Mr. Throssell, Montana Association of
Clerk and Recorders and Election Administration

01:43:55 Sen. Jim Shockley to Ms. Graveley, SOS

01:45:12 Sen. Joe Tropila to Commissioner MacDonald, Roosevelt
County

Closing by Sponsor:

01:46:05 Rep. Ripley

EXECUTIVE ACTION ON HB 242

01:46:49 **Motion/Vote:** **SEN. SQUIRES** moved that **HB 242 BE CONCURRED IN**. Motion carried unanimously by voice vote. **SEN. SHOCKLEY** will carry the bill.

EXECUTIVE ACTION ON HB 253

Discussion:

01:47:52 Sen. Laible to Sen. Lewis

01:48:18 Dave Bohyer, Research Director, Legislative Services
Division (LSD)

01:48:59 **Motion:** SEN. ESSMANN moved that HB 253 BE CONCURRED
IN.

Discussion:

01:49:59 Sen. Cocchiarella

01:50:34 Sen. Gallus to Ms. Wood, MACo

EXHIBIT(sts58a02)

01:51:28 **Vote:** Motion that HB 253 BE CONCURRED IN carried
unanimously by voice vote. SEN. ESSMANN will carry the
bill.

EXECUTIVE ACTION ON HB 570

01:52:03 **Motion/Vote:** SEN. JENT moved that HB 570 BE CONCURRED
IN. Motion carried unanimously by voice vote. SEN. JENT
will carry the bill.

EXECUTIVE ACTION ON HB 260

01:52:38 **Motion/Vote:** SEN. COCCHIARELLA moved that HB 260 BE
CONCURRED IN. Motion carried unanimously by voice vote.
SEN. COCCHIARELLA will carry the bill.

EXECUTIVE ACTION ON HB 254

01:54:14 **Motion:** SEN. SQUIRES moved that HB 254 BE TABLED.

Discussion:

01:55:06 Sen. Laible

01:55:50 **SEN. SQUIRES** withdrew the **TABLE** motion. No further action was taken.

EXECUTIVE ACTION ON HB 153

01:56:45 **Motion:** **SEN. COCCHIARELLA** moved that HB 153 BE CONCURRED IN.

Discussion:

01:57:11 Sen. Balyeat

01:57:23 **Motion:** **SEN. BALYEAT** moved to amend HB 153 with amendment #HB015301.ADB.

EXHIBIT(sts58a03)

01:58:06 **Vote:** **SEN. LASLOVICH** moved to segregate amendment #1 of #HB015301.ADB.

Discussion:

01:58:36 Sen. Balyeat

01:59:07 Sen. Laslovich

01:59:35 Sen. Squires to Michael O'Brian, Office of the Honorable Secretary of State Brad Johnson (SOS)

02:00:37 Sen. Gallus to Mr. O'Brian, SOS

02:00:52 Sen. Essmann to Mr. O'Brian, SOS

02:01:51 Sen. Laslovich to Mr. O'Brian, SOS

02:02:22 Sen. Balyeat to Mr. Bohyer, LSD

02:03:12 Sen. Gallus to Sen. Balyeat

02:04:09 **Vote:** Amendments #2, #3, #4, and #5 of #HB015301.ADB passed unanimously by voice vote.

02:04:45 **Motion:** **SEN. LASLOVICH** moved to further amend HB 153 with amendment #HB015301.AGP.

EXHIBIT(sts58a04)

Discussion:

02:05:10 Sen. Laslovich

02:05:44 **Vote:** Motion that amendment #HB015301.AGP be approved passed unanimously by voice vote.

02:05:59 **Motion/Vote:** SEN. LASLOVICH moved that HB 153 BE CONCURRED IN AS AMENDED. Motion carried unanimously by voice vote. SEN. COONEY will carry the bill.

EXECUTIVE ACTION ON HB 129

02:06:51 **Motion/Vote:** SEN. COCCHIARELLA moved that HB 129 BE CONCURRED IN. Motion carried unanimously by voice vote. SEN. JENT will carry the bill.

ADJOURNMENT

Adjournment: 5:10 P.M.

SEN. CAROLYN SQUIRES, Chairman

LOIS O'CONNOR, Secretary

CS/lo

Additional Exhibits:

EXHIBIT ([sts58aad.pdf](#))